

James P. Baker (SBN: 96302)  
Marla K. Letellier (SBN: 234969)  
JONES DAY  
555 California Street, 26<sup>th</sup> Floor  
San Francisco, CA 94104  
Telephone: (415) 626-3939  
Facsimile: (415) 875-5700

Attorneys for Plaintiff  
WILLIAM H. SMITH III

Horace W. Green (SBN: 115699)  
GREEN & HUMBERT  
220 Montgomery Street, Suite 438  
San Francisco, California 94104  
Telephone: (415) 837-5433  
Facsimile: (415) 837-0127

Attorneys for Defendant  
INSITE VISION INCORPORATED  
LONG TERM DISABILITY PLAN

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

WILLIAM H. SMITH III,

Plaintiff,

v.

INSITE VISION INCORPORATED  
LONG TERM DISABILITY PLAN,

Defendant.

Case No. C 08-5387 EMC

**STIPULATION TO EXTEND TIME FOR  
FILING ANSWER ; ORDER**

Plaintiff William H. Smith III and Defendant Insite Vision Incorporated Long Term Disability Plan, by and through their respective counsel of record, hereby stipulate that the deadline for Defendant to file an answer to the complaint be extended to January 16, 2009.

1 This Stipulation is not intended to alter the date of any other event or any  
2 deadline already fixed by Court Order.

3  
4 DATED: December 22, 2008

**GREEN & HUMBERT**

5  
6 By: /s/ Horace W. Green  
7 HORACE W. GREEN  
8 Attorneys for Defendant  
9 INSITE VISION INCORPORATED  
10 LONG TERM DISABILITY PLAN

11 DATED: December 22, 2008

**JONES DAY**

12  
13 By: /s/ James P. Baker  
14 JAMES P. BAKER  
15 Attorneys for Plaintiff  
16 WILLIAM H. SMITH III

17 IT IS SO ORDERED:

18  
19 Edward M. Chen  
20 U.S. Magistrate

